

**Enrolled Minutes of the Eighty-eighth Regular or Special Meeting
For the Twenty-Eighth Highland Town Council
Regular Plenary Meeting
Monday, April 22, 2019**

Study Session. The Twenty-Eighth Town Council of the Town of Highland, Lake County, Indiana met in a study session preceding the regular meeting on Monday, April 22, 2019 at 6:47 O'clock P.M. in the regular place, the meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

Silent Roll Call: Councilors Bernie Zemen, Mark Herak, Dan Vassar, and Steve Wagner were present. Councilor Kuiper was absent. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

General Substance of Matters Discussed.

1. The Town Council reviewed and discussed the agenda of the imminent regular meeting.

The study session ended at 6:59 O'clock p.m.

Regular Plenary meeting. The Twenty-Eighth Town Council of the Town of Highland, Lake County, Indiana met in its regular plenary meeting on Monday, April 22, 2019 at the regular starting time of 7:00 O'clock P.M. in the regular place, the plenary meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

The Town Council President, Steve Wagner presided. The Town Clerk-Treasurer, Michael W. Griffin, was present to memorialize the proceedings. The meeting was opened with Councilor Dan Vassar reciting the Pledge of Allegiance to the Flag of the United States of America and offering a prayer.

Roll Call: Present on roll call were Councilors Bernie Zemen, Mark Herak, Dan Vassar and Steve Wagner. Councilor Kuiper was absent at roll call (but would arrive later in the meeting). The Town Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

Additional Officials Present: Rhett Tauber, Esq., Town Attorney; John M. Bach, Public Works Director; Pete Hojnicki, Police Chief; William R. Timmer, Jr., CFOD, Fire Chief; Alex Brown, CPRP, Superintendent of Parks and Recreation; Kenneth J. Mika, Building Commissioner; and Kathy DeGuilio-Fox, Redevelopment Director were present.

Also present: Larry Kondrat of the Waterworks Board of Directors and Ed Dabrowski IT Director (Contract) were also present.

Guests: Robin Carlascio of the Idea Factory was also present.

Minutes of the Previous Meetings: The minutes of the regular meeting of 08 April 2019 and the special meeting of 15 April 2019 were approved by general consent.

General Orders and Unfinished Business:

1. **Proposed Ordinance No. 1697.1691-A:** An Ordinance To Amend Ordinance No. 1691 Fixing The Wage And Salary Rates Of The Elected Officers, The Non-Elected Officers, And The Employees Of The Town Of Highland, Indiana Particularly Amending Pay Associated With Temporary (Summer) Positions In The Public Works Department (Agency) And The Parks And Recreation Department.

Councilor Zemen introduced and moved the consideration of Ordinance No. 1697.1691-A at the same meeting of its introduction. Councilor Herak seconded. Upon a roll call vote, a unanimous vote being necessary, there four affirmatives and no negatives. The motion passed. The ordinance could be considered at the same meeting of its introduction.

Councilor Zemen moved the passage and adoption of Ordinance No. 1697.1691-A at the same meeting of its introduction. Councilor Herak seconded. Upon a roll call vote, a two-thirds vote being necessary, there four affirmatives and no negatives. The motion passed. The ordinance was passed an adopted at the same meeting of its introduction.

**ORDINANCE No. 1697.1691-A
of the
TOWN of HIGHLAND, INDIANA**

AN ORDINANCE to AMEND ORDINANCE No. 1691 FIXING THE WAGE and SALARY RATES of the ELECTED OFFICERS, the NON-ELECTED OFFICERS, and the EMPLOYEES of the TOWN of HIGHLAND, INDIANA PARTICULARLY AMENDING PAY ASSOCIATED WITH TEMPORARY (SUMMER) POSITIONS in the PUBLIC WORKS DEPARTMENT (AGENCY) and the PARKS AND RECREATION DEPARTMENT.

WHEREAS, Title 36, Article 1 Chapter 4 of the Indiana Code confers certain general corporate powers on the several units of government in Indiana;

WHEREAS, Section fifteen of that chapter specifically provides that a unit of government may fix the level of compensation of its officers and employees; and

WHEREAS, I.C. 36-5-3-2 further provides in pertinent part that the town legislative body shall provide reasonable compensation for the other town officers and employees;

WHEREAS, I.C. 36-5-3-2(b), still further provides that the Town Legislative body shall, by ordinance fix the compensation of its own members and the Town Clerk-Treasurer;

WHEREAS, I.C. 36-5-3-2(c) still further provides that the compensation of an elected town officer may not be changed in the year for which it is fixed, nor may it be reduced below the amount fixed for the previous year;

WHEREAS, The Town Council of the Town of Highland, as the town legislative body, now desires to amend the ordinance that was adopted to fix the compensation of its elected officers, appointed officers and employees of the Town for the year 2019 and thereafter as amended;

WHEREAS, The Town Council of the Town of Highland, as the town legislative body, has been advised that certain departments are struggling to receive applications for temporary (summer) workers; and,

WHEREAS, The Town Council of the Town of Highland, as the town legislative body, now desires to particularly modify fix the compensation of its Parks and Recreation Department and its Public Works Department (Agency) for its temporary (summer) workers for the year ensuing and thereafter,

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Town Council of the Town of Highland, Lake County, Indiana, that the Wages, Salaries, and special detail levels of the Officers and Employees of the Town of Highland, are hereby established and fixed, pursuant to the provisions indicated herein and as follows:

Section 1. That Section 3 subdivision (A) of Ordinance No. 1691 be amended by repealing it in its entirety and replacing with a successor subdivision, to be styled as Section 3 subdivision (A) which shall read as follows:

Section 3. That supervisors will receive no overtime pay except as provided in the most recently adopted compensation and benefits ordinance, as amended. Supervisors and Department Heads are further advised as follows:

(A) **Accept where otherwise provided**, ~~new~~ temporary employees will receive no less than ~~\$7.25~~ **\$9.00** per hour; further, returning temporary employees may receive up to ~~\$7.60~~ **\$9.35** per hour; and Experienced temporary employees may receive up to ~~\$7.95~~ **\$9.70** per hour, provided such increase remains within prescribed ranges;

Section 2. That Section 7 subdivision (C)(8) of Ordinance No. 1691 be amended by repealing it in its entirety and replacing with a successor subdivision, to be styled as Section 7 subdivision (C)(8) which shall read as follows:

Section 7. *Office of the Clerk-Treasurer.* That subject to the provisions of this ordinance, the salary and wages for the elected officers, non-elected officers and employees of the Town of Highland are hereby fixed for its Office of the Clerk-Treasurer as follows:

(C) Associate Employees and Staff

(8) Chancery & Bursar Aide (part-time) (X) ~~\$7.25~~ **\$9.00** -15.13 hr.

Section 3. That Section 9 subdivisions (B)(20) and (21) of Ordinance No. 1691 be amended by repealing them in their entirety and replacing with successor subdivisions, to be styled as Section 9 subdivisions (B)(20) and (21) which shall read as follows:

Section 9. *Public Works Department (Agency).* That subject to the provisions of this ordinance, the salary and wages for the non-elected officers and employees of the Town of Highland are hereby fixed for its Public Works Department as follows:

(B) Associate Staff and Employees

	Starting Rate	Incumbent Rate
(20) Secretary (part-time)	\$ 7.25 \$9.00	-\$18.66 per hr.
(21) Laborer (<i>not truck driver</i>)(part-time)	\$ 7.25 \$9.00	-\$ 11.64 per hr.

Section 4. That Section 11 subdivision (B)(6) of Ordinance No. 1691 be amended by repealing it in its entirety and replacing it with a successor subdivision, to be styled as Section 11 subdivision (B)(6) which shall read as follows:

Section 11. *Parks and Recreation Department.* That subject to the provisions of this ordinance, the salary and wages for the non-elected officers and employees of the Town of Highland are hereby fixed for its Parks and Recreation Department as follows:

(B) Associate Staff and Employees

	Starting Rate	Incumbent Rate(s)
(6) Part-time workers:		
Laborers (part-time)	\$7.25 –12.80	per hr.
Recreation Leaders (part-time)	\$7.25–13.01	per hr.
Recreation Program Instructors	\$7.25 - 50.00	per hr.
Temporary workers for parks division	\$9.00 - \$12.80	per hr.

Section 5. That all portions of ordinances in conflict with this ordinance are hereby repealed and are of no further force nor effect;

Section 6. (A) That an emergency exists for the immediate taking effect of this Ordinance, which, subject to the provisions of this ordinance, shall become effective and shall remain in full force and **from** after its passage and adoption, pursuant to any effective dates herein described and until its repeal or amendment by subsequent enactment;

(B) That any actions contemplated and made lawful by this ordinance undertaken prior to its passage and adoption that would be lawful under its provisions, are hereby ratified and approved, pursuant to IC 36-1-4-16;

(C) That the Clerk-Treasurer shall have authority to implement the provisions of this ordinance pursuant to the authority expressly set forth in IC 36-5-6-6 (a) (3) & (4).

Introduced and Filed on the 22nd day of April 2019. Consideration on same day or at same meeting of introduction sustained a vote of 4 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED and ADOPTED this 22nd Day of April 2019, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed/ defeated by a vote of 4 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
 HIGHLAND, INDIANA**

/s/Steve Wagner, President (IC 36-5-2-10)

Attest:

/s/Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
 Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5; IC 36-5-2-10.2)

2. **Enactment No. 2019-17:** A Special Enactment to Lawfully Suspend the Provisions of the Current Compensation and Benefits Ordinance Commonly Known as the Employee Handbook, Authorize a Correction to the Group Health Payments of the Operations Director Made in his First Five Wage Payments in FY 2019.

Councilor Herak introduced and moved the consideration of Enactment 2019-17 at the same meeting of its introduction. Councilor Vassar seconded. Upon a roll call vote, a unanimous vote being necessary, there four affirmatives and no negatives. The motion passed. The enactment could be considered at the same meeting of its introduction.

Councilor Herak moved the passage and adoption of Enactment 2019-17 at the same meeting of its introduction. Councilor Vassar seconded. Upon a roll call vote, a two-thirds vote being necessary, there four affirmatives and no negatives. The motion passed. The enactment was passed and adopted at the same meeting of its introduction.

Town of Highland
ENACTMENT NO. 2019-17

A SPECIAL ENACTMENT TO LAWFULLY SUSPEND THE PROVISIONS OF THE CURRENT COMPENSATION AND BENEFITS ORDINANCE COMMONLY KNOWN AS THE EMPLOYEE HANDBOOK, AUTHORIZE A CORRECTION TO THE GROUP HEALTH PAYMENTS MADE THE OPERATIONS DIRECTOR MADE IN HIS FIRST FIVE WAGE PAYMENTS IN FY 2019.

WHEREAS, The Town Council is the fiscal and legislative body of the Town of Highland, pursuant to IC 36-5 et sequitur;

WHEREAS, IC 36-1-3-2 confers upon all local units the powers that they need for the effective operation of government as to local affairs;

WHEREAS, IC 36-1-3-6 (b)(1) prescribes that any such exercise of power shall be authorized through enactment of an ordinance passed by the legislative body; and

WHEREAS, IC 36-1-4, sections 14 and 15 provide in pertinent parts for the establishment of a system of employment for any class of employee and for fixing the level of compensation of its officers and employees; and

WHEREAS, IC 36-5, Chapters 3 and 4 provide additional authority and guidelines for fixing the level of compensation of officers and employees in towns; and

WHEREAS, The Town Council as the Legislative Body, did pass and adopt Ordinance No. 1641 an Ordinance to Establish the Wage and Salary Rates of the Elected Officers, the Non-elected Officers and the Employees of the Town of Highland, having amended it five times since its adoption; and

WHEREAS, Ordinance No. 1379 an Ordinance Establishing the Compensation and Benefits for the Employees of the Town of Highland amended multiple times since its adoption, commonly called the Municipal Employee Handbook, remains in full force and effect; and

WHEREAS, The Compensation and Benefits Ordinance states in pertinent part all eligible employees for the group health insurance benefit shall *"share the cost of the group health premium, which are to be paid through a salary reduction (payroll deduction) taken as a pre-tax payment according to the terms of a duly authorized IRC Section 125 Plan for the Town of Highland"*, pursuant to Section 6.03.04(A);

WHEREAS, The Compensation and Benefits Ordinance further provides that eligible employees who participate in a workforce wellness program completing such tasks as may be identified in a proper enactment, shall pay the share of the cost of the group health premium at a *reduced* rate, pursuant to Section 6.03.04;

WHEREAS, That among these identified wellness tasks is to complete two specific health workshops post annual health data in a designated website associated with the group healthy insurance plan and file a certified form before the end of the year with the proper desk in the Office of the Clerk-Treasurer in order to qualify for the reduced group health insurance premium;

WHEREAS, The Operations Director of the Town of Highland, ascertained following five paydays, that he might be paying the non-reduced group health premium, which after review, was determined to in fact to be the non-reduced premium;

Whereas, The Office of Clerk-Treasurer did not possess nor could it locate the needed certified form, and upon filing a replacement form, the reduced premium reinstated for the balance of the pays, pursuant to the authority conferred in Section 6.03.04 of the Compensation and Benefits Ordinance;

Whereas, The Operations Director recollects having filed the proper form before the start of the year, and based upon this seeks to be credited for the non-reduced premiums that were withheld from the first five paydays of the fiscal year, which requires authorization from the Town Council, suspending certain provisions in Section 6.03.04 temporarily;

Whereas, The Town Council now desires to take the proper steps to authorize and approve an appropriate remedy,

NOW, THEREFORE, BE IT HEREBY ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

Section 1. That the Town Council makes the following findings and determinations, pursuant to its authority under IC 36-1-4-15 to fix the level of compensation of its officers and employees, as well as the authority described in the preamble to this enactment:

(A) That the Highland Town Council now finds and determines that the Operations Director of the Town of Highland, paid the the non-reduced group health premium, for the first five paydays of the current year, according to the provisions of the Compensation and Benefits Ordinance;

(B) That the Highland Town Council further finds and determines that this higher premium was charged because Office of Clerk-Treasurer did not possess nor could it locate the needed certified form, even while the Operations Director believes he did file the certified form prior to the start of the year;

(C) That the Highland Town Council still further finds and determines and the Clerk-Treasurer's office agrees that the Operations Director did participate in the wellness program, in all the other respects to qualify for the reduced premium;

(D) That the Highland Town Council still further finds and determines that the Clerk-Treasurer only had authority under the terms of the Compensation and Benefits Ordinance to modify group health premium with the wellness reduction prospectively but not make any adjustments for the higher premiums paid prior to the receipt of the replacement form; and,

(E) That the Highland Town Council still finally finds, affirms and accepts that the value of adjusted health premiums with the wellness reduction retroactively recovered for the first five paydays of the year, for the Operations Director, to be in the amount of \$511.60, as determined by the Office of the Clerk-Treasurer;

Section 2. That based upon the foregoing, the Town Council does hereby authorize and approve the following:

(A) That pursuant to its authority under IC 36-1-4-15 to fix the level of compensation of its officers and employees, as well as the authority described in the preamble to this enactment, the relevant provisions set forth in the Ordinance No. 1379 establishing the *Compensation and Benefits for the Employees of the Town of Highland* as amended, particularly outlined in Section 6.03.04 of that ordinance, shall be temporarily suspended only to the extent necessary to support the actions in this enactment, to allow the Office of the Clerk-Treasurer to adjust correct and return the difference between the regular premiums and the reduced premiums incurred with the first five paydays of the Operations Director;

(B) That further, notwithstanding provisions of set forth Compensation and Benefits Ordinance, Section 6.03.04, as amended, the Clerk-Treasurer is hereby authorized and approved to take such steps as are lawful and will be consistent with audit guidance, provide to the Operations Director the value of adjusted health premiums with the wellness reduction retroactively recovered for the first five paydays of the year in the amount of \$511.60;

Section 3. That the adoption of this enactment shall in no way be construed as a precedent for the subject department or any other department of the municipality, nor shall it be construed as creating an entitlement for any other workers in any other department, but rather the provisions in this enactment are specific, unique and particularly conferred, and any provisions suspended in the Compensation and Benefits ordinance are only suspended for the specific purposes of this enactment and shall not extend beyond its particular authority;

Section 4. That authority under this enactment shall be seen as complementary to and not in derogation of the authority of the Clerk-Treasurer under IC 36-5-6-6, and that the payments authorized under this enactment, are hereby deemed to be a type of expense identified under IC 36-5-4-12(b)(10) & (13).

Introduced and Filed on the 22nd day of April 2019. Consideration on same day or at same meeting of introduction sustained a vote of 4 in favor and a vote of 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED and ADOPTED this 22nd day of April 2019, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of

HIGHLAND, INDIANA

/s/ Steven Wagner, President (IC 36-5-2-10)

Attest:

/s/ Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

3. **Resolution No. 2019-16:** A Resolution Of The Town Of Highland Council Approving The Order Of The Highland Plan Commission With Regard To The Declaratory Resolution Of The Highland Redevelopment Commission Amending The Redevelopment Plan For The Redevelopment Area Ii, Highland Commercial Corridor.

Councilor Herak moved the passage and adoption of Resolution No. 2019-16. Councilor Zemen seconded. Upon a roll call vote, there were four affirmative and no negatives. The motion passed. The resolution was adopted.

Town of Highland
Town Council
Resolution No. 2019-16

A RESOLUTION OF THE TOWN OF HIGHLAND COUNCIL APPROVING THE ORDER OF THE HIGHLAND PLAN COMMISSION WITH REGARD TO THE DECLARATORY RESOLUTION OF THE HIGHLAND REDEVELOPMENT COMMISSION AMENDING THE REDEVELOPMENT PLAN FOR THE REDEVELOPMENT AREA II, HIGHLAND COMMERCIAL CORRIDOR.

WHEREAS, The Highland Redevelopment Commission (the "Commission"), the governing body of the Town of Highland Department of Redevelopment (the "Department"), pursuant to IC 36-7-14-1, et seq. (the "Act"), approved and adopted its *Redevelopment Resolution No. 2019-15* at its meeting of 15 April 2019; and

WHEREAS, The Redevelopment Department, pursuant to the Act, has conducted surveys and investigations and has thoroughly studied the areas within the Town of Highland, Indiana (the "Town") proposed to be designated as an Redevelopment Project District within the meaning of the Act; and

WHEREAS, The Highland Plan Commission of Highland, Indiana (the "Plan Commission") is the duly designated and acting official planning body and is charged with the duty of developing a general plan for the development of the Town of Highland, Indiana (the "Town"); and

WHEREAS, The Plan Commission, on April 17, 2019 issued its written order approving the Declaratory Redevelopment Resolution No. 2019-15 and the Redevelopment Plan as Amended for the *Commercial Corridor Redevelopment Area*, and certifying that the Declaratory Resolution and the Redevelopment Plan as amended conforms to the plan of development for the Town of Highland; and

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Town Council of the Town of Highland, as follows:

Section 1. That the approving Order of the Highland Plan Commission, Plan Commission Order No. 2019-02, attached hereto as a certification to Redevelopment Commission Resolution No. 2019-15 and made a part hereof, is in all respects approved, ratified and confirmed;

Section 2. That this Resolution shall be in full force and effect from and after its adoption by the Town Council and signing by the President thereof, as attested thereto by the Town Clerk-Treasurer.

DULY RESOLVED and ADOPTED this 22nd Day of April 2019 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA

Steven Wagner, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

EXHIBIT 1: ORDER of the Plan Commission

The Town of Highland
Municipal Plan Commission
Order No. 2019-02

AN ORDER of the Municipal Plan Commission of the Town of Highland Approving the
Declaratory Resolution of the Redevelopment Commission

WHEREAS, The Highland Redevelopment Commission (the "Commission"), the governing body of the Town of Highland Department of Redevelopment (the "Department"), pursuant to IC 36-7-14-1, et seq. (the "Act"), passed and adopted its Resolution No. 2019-15; and

WHEREAS, The Department, pursuant to the Act, has conducted surveys and investigations and has thoroughly studied the areas within the Town of Highland, Indiana (the "Town") proposed to be designated as an Redevelopment Project District within the meaning of the Act; and

WHEREAS, The Highland Plan Commission of Highland, Indiana (the "Plan Commission") is the duly designated and acting official planning body and is charged with the duty of developing a general plan for the development of the Town of Highland, Indiana (the "Town");

Now Therefore be it hereby Ordered by the Municipal Plan Commission of the Town of Highland, Lake County, Indiana as follows:

Section 1. That the Declaratory Resolution 2019-15 of the Highland Redevelopment Commission and the Redevelopment Plan for the Highland Redevelopment Area I and II Plan are hereby found and determined to conform to the plan of development for the Town of Highland;

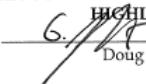
Section 2. That the Declaratory Resolution 2019-15 of the Highland Redevelopment Commission and the Redevelopment Plan for the Highland Redevelopment Area I and II Plan are hereby approved, all pursuant to IC 36-7-14-16(a);

Section 3. That the Secretary of the Municipal Plan Commission shall cause this order to be delivered to the clerk of the municipal legislative body to be filed for consideration and action by the Town Council, all pursuant to IC 36-7-14-16(b);

Section 4. That this order shall be effective on and from its passage and adoption.

Be it so Ordered.

DULY, PASSED, ADOPTED and ORDERED by the Municipal Plan Commission of the Town of Highland, Lake County, Indiana, this 17th day of April 2019 having passed by a vote of 5 in favor and 0 opposed.

PLAN COMMISSION of the TOWN of
HIGHLAND, INDIANA

Doug Turich, Chairman

Attest: 
Mark Kendra, Secretary

EXHIBIT 2 BOUNDARY DESCRIPTION and MAP

To be inserted

EXHIBIT 3: PRELIMINARY RESOLUTION of REDEVELOPMENT COMMISSION

RESOLUTION NO. 2019-15

DECLARATORY RESOLUTION OF THE HIGHLAND REDEVELOPMENT COMMISSION AMENDING THE
PLANS FOR THE HIGHLAND REDEVELOPMENT AREA I & II, WHICH INCLUDES THE DOWNTOWN AND
NORTH KENNEDY AVENUE AND THE COMMERCIAL CORRIDORS

WHEREAS, the Highland Redevelopment Commission (the "Commission") of the Town of Highland, Lake County, Indiana (the "Town"), exists and operates under the provisions of Indiana Code 36-7-14, as amended (the "Act"), and the Commission has investigated, studied and surveyed economic development areas within the corporate boundaries of the Town; and

WHEREAS, on May 28, 1997, following a public hearing, the Commission adopted its Resolution No. 97-01 (the "Declaratory Resolution"), which Declaratory Resolution is incorporated by reference in this Resolution, designating a redevelopment area known as the Highland Redevelopment Area (the "Original Redevelopment Area"); and

WHEREAS, the Commission prepared a plan (the "Original Plan") for the Highland Redevelopment Area, which Plan is incorporated by reference in this Resolution; and

WHEREAS, on November 19, 2003, the Commission adopted Resolution No. 2003-02, on December 14, 2005, the Commission adopted Resolution No. 2005-12, on October 11, 2006, the Commission adopted Resolution No. 2006-11, on August 8, 2007, the Commission adopted Resolution No. 2007-08, and on June 25, 2008, the Commission adopted Resolution No. 2008-09, each amending the Original Redevelopment Area and Original Plan by expanding the real estate included in the Original Redevelopment Area; and

WHEREAS, on June 25, 2008, the Commission adopted Resolution No. 2008-10, designating the Highland Redevelopment Area as an allocation area as defined in Indiana Code 36-7-14-39; and

WHEREAS, on June 22, 2011, the Commission adopted Resolution No. 2011-08 amending the Original Redevelopment Area and Original Plan by excluding certain real estate from the Original Redevelopment Area (the Original Redevelopment Area as amended, and further described in Exhibit A, the "Highland Redevelopment Area") (the Original Plan as amended, the "Plan"); and

Whereas, on March 12th, 2014, the Commission adopted Resolution No. 2014-08 amending the Original Redevelopment Area and Original Plan by expanding the real estate described in Resolution 2014-08, Exhibit B; and

Whereas, on May 15, 2017, the Commission adopted Declaratory Resolution 2017-13 for the purpose of amending the Acquisition List to include and exclude property identified in Exhibit B attached and incorporated;

Whereas, on March 18, 2019, the Commission adopted Confirmation Resolution 2019-10 amending the Plans for the Highland Redevelopment Area I & II, which includes Downtown and North Kennedy Avenue and the Commercial Corridors for the purpose of amending the Acquisition List to include and exclude property identified therein as Exhibit B, Acquisition List Expansions And Deletions Since 1997;

WHEREAS, the Commission now desires to take action to amend the Declaratory Resolution and the Plan for the purpose of amending the Acquisition List identified in the Plan to include and exclude property identified in Exhibit B attached hereto and incorporated herein;

NOW, THEREFORE, BE IT RESOLVED BY THE HIGHLAND REDEVELOPMENT COMMISSION THAT:

(1) The Commission finds that the Plan is hereby amended (the "2019 Amendment") to eliminate and add properties identified in Exhibit B, the Acquisition List. The various entities and departments of the Town are permitted to take all actions allowed by the Act in connection with the 2019 Amendment.

(2) The Commission hereby finds and determines that the 2019 Amendment is reasonable and appropriate when considered in relation to the Declaratory Resolution and the purposes of the Act, and that the 2019 Amendment conforms to the comprehensive plan for the Town.

(3) The public health and welfare will be benefited by accomplishment of the 2019 Amendment.

(4) The amendment of the Declaratory Resolution and the Plan set forth herein will be of public utility and benefit.

(5) The estimated cost for the acquisition of any real property and interests in real property shall not exceed the average of two (2) independent appraisals of fair market value for such property unless such appraisal is not required pursuant to Indiana Code 36-7-14-19.

(6) The President of the Commission is hereby authorized and directed to submit this Resolution to the Highland Plan Commission (the "Plan Commission") for its approval.

(7) The Secretary of the Commission is hereby directed, after receipt of the written order of approval of the Plan Commission which has been approved by the Town Council, to publish notice of the adoption and substance of this Resolution in accordance with Indiana Code 5-3-1-4 and to file notice with the Plan Commission, the Board of Zoning Appeals, the Utility Service Board, the Park Board, the building commissioner and any other departments or agencies of the Town concerned with unit planning, zoning variances, land use or the issuance of building permits. The notice must state that maps and plat have been prepared and can be inspected at the office of the Town's department of redevelopment and must establish a date when the Commission will receive and hear remonstrances and objections from persons interested in or affected by the proceedings pertaining to the amendment.

(8) The Secretary of the Commission is hereby directed to submit this Resolution to the Town Council for its approval of the amendment of the Declaratory Resolution and the Plan.

(9) This Resolution shall be effective as of its date of adoption.

ADOPTED this 15th day of April 2019.

HIGHLAND REDEVELOPMENT COMMISSION

/s/Bernie Zemen, President

/s/Mark Herak, Secretary

EXHIBIT B

ACQUISITION LIST EXPANSIONS AND DELETIONS SINCE 1997

The Town of Highland ("Town") Redevelopment Commission ("Commission") did on May 28, 1997 adopt Declaratory Resolution No. 1997-01, entitled "Declaratory Resolution of the Highland Redevelopment Commission establishing the Highland Redevelopment Area," under I.C. 36-7-14 and I.C. 36-7-25; and identified these initial land acquisitions:

- a. ~~2902 Highway Avenue (the former Highland Pharmacy Property, now Milestone Therapy)~~
(#45-07-21-452-001.000-026)
- b. ~~Near the SE corner of Kennedy and Highway Avenues (the former Kiddie Kastle Property)~~
 - ~~2804 Highway~~ (#45-07-21-451-001.000-026)
 - ~~2810 Highway~~ (#45-07-21-457-002.000-026)
 - ~~2814 Highway~~ (#45-07-21-451-003.000-026)
- c. ~~Vacant lots within the 2900 block of Jewett Avenue (Part of the former Highland Pharmacy's parking, now Milestone Therapy's parking)~~
 - ~~2905 Jewett~~ (#45-07-21-452-014.000-026)
 - ~~2901 Jewett~~ (#45-07-21-452-013.000-026)

The Plan was amended September 25, 2001 (Resolution 2001-02) to add the following properties to the Acquisition List:

- a. 8715-8721 Kennedy Avenue (#45-07-21-451-011.000-026) (NEC of Jewett/Kennedy)
(#45-07-21-451-010.000-026)
- b. ~~2811-2815 Jewett Street~~ (#45-07-21-451-012.000-026) (~~Prim. Peddler/SIP/warehouse~~)
 - 2817-2819 Jewett Street (#45-07-21-451-013.000-026) (Miles Books)
 - 2821 Jewett Street (#45-07-21-451-014.000-026) (~~Darnel warehouse, mural, parking~~)
- c. 8608 Kennedy Avenue (#45-07-21-327-017.000-026) (third unit north of theatre)
- d. ~~8610 Kennedy Avenue~~ (#45-07-21-327-018.000-026) (~~second unit north of theatre~~)
- e. ~~8612 Kennedy Avenue~~ (#45-07-21-327-019.000-026) (~~first unit north of theatre~~)
- d. ~~2806 Franklin Street~~ (#45-07-21-402-001.000-026) (~~house SEC of Franklin/Kennedy~~)
- e. ~~2631 Highway Avenue~~ (#45-07-21-328-012.000-026) (~~Christian books, Michael's, HGS~~)
- f. 2944 Highway Avenue (#45-07-21-328-012.000-026) (SWC Highway & Fifth-car dealer)
- g. 2805 Condit Street (#45-07-21-403-011.000-026) (NEC Condit/Kennedy-car dealer)

The Redevelopment Plans for Areas #1 & #2 was amended September 12, 2007 (Resolution 2007-09) to add the following properties to the Acquisition List:

- a. ~~8200 Indianapolis Boulevard~~ (#45-07-17-476-012.000-026) (~~Arzumanian Nursery~~)
(#45-07-20-226-006.000-026)
- b. ~~8144 Indianapolis Boulevard~~ (#45-07-17-476-006.000-026) (~~Tri-State Coach Lines, Inc.~~)
(#45-07-17-476-007.000-026)
(#45-07-17-476-010.000-026)
- e. ~~8845 Kennedy Avenue~~ (#45-07-21-453-031.000-026) (~~American Auto Body~~)
- d. ~~8835 Kennedy Avenue (Finke's)~~ (#45-07-21-453-031.000-026) (~~combined with 8845 Kennedy~~)
- e. 2744 Highway Avenue (#45-07-21-380-013.000-026) (corner gas station)
- f. ~~2795-2797 Jewett Street~~ (#45-07-21-380-008.000-026) (~~American Legion Post #180~~)

The Plans were amended September 14, 2011 (Resolution 2011-11) to add the following properties to the Acquisition List:

- a. ~~8616 Kennedy Avenue~~ (#45-07-21-327-020.000-026) (~~Town Theatre~~)
- b. ~~2804-2808 Garfield Avenue~~ (#45-07-21-403-001.000-026) (~~Theatre Parking Lot~~)

The Plans were amended March 13, 2013 (Resolution 2013-09) to add the following properties to the Acquisition List:

- a. 8945 Indianapolis Blvd. (#45-07-28-101-003.000-026) (parking lot for "Nine")

- b. 8955 Indianapolis Blvd. (#45-07-28-101-004.000-026) ("Nine" building)
- c. Adjacent to 8955 Indian. Blvd. (#45-07-28-101-015.000-026) (vacant land south of "Nine")
- d. 8929 Indianapolis Blvd. (#45-07-28-101-002.000-026) (Kooistra's strip mall & parking)
- e. 8840-8844 Indianapolis Blvd. (#45-07-20-484-009.000-026) (NWC Indy/Lincoln-car dealer)

The Plans were amended March 12, 2014 (Resolution 2014-08) to add the following properties to the Acquisition List:

- a. 8047 Kennedy (#45-07-16-451-001.000-026) (Public Works Garage)
- b. 8071 Rear Kennedy (#45-07-16-451-002.000-026) (Park Land)
- c. 7944 Kennedy (#45-07-16-381-016.000-026) (vacant land south of levee)
- d. 7950 Kennedy (#45-07-16-381-017.000-026) (vacant land south of levee)
- e. 7950 Kennedy (#45-07-16-381-017.000-026) (1st bldg. south of levee)
- f. 8000 Kennedy (#45-07-16-381-019.000-026) (2nd bldg. south of levee)
- g. 8008-8016 Kennedy (#45-07-16-381-020.000-026) (floral shop complex)
- h. 8020 Kennedy (#45-07-16-381-021.000-026) (Highland Glass)
- i. 8032 Kennedy (#45-07-16-381-022.000-026) (vacant land owned by Dr. Spott)
- j. 8046 Kennedy (#45-07-16-381-023.000-026) (Maloney's Garage)
- k. 8608 Kennedy (#45-07-21-327-017.000-026) (Barbershop & 2 residential units)
- ~~l. 8610 Kennedy (#45-07-21-327-018.000-026) (2nd unit north of theatre)~~
- ~~m. 8612 Kennedy (#45-07-21-327-019.000-026) (1st unit north of theatre)~~
- ~~n. 8620 Kennedy (#45-07-21-327-021.000-026) (building south of theatre)~~
- ~~o. 2917 Highway (#45-07-21-408-013.000-026) (vacant land east of fire station)~~
- p. 2733 Condit (#45-07-21-327-015.000-026) (Engin. Bldg. west of theatre)
- q. 2717 Condit (#45-07-21-327-013.000-026) (Spoljoric's vacant land)
- r. 2712 Condit (#45-07-21-327-011.000-026) (Spoljoric's vacant land)
- s. 2736 Condit (#45-07-21-330-005.000-026) (Leep's bldg. south of theatre)
- t. 2720 Condit (#45-07-21-330-004.000-026) (Key Motor Car Bldg.)
- u. 2716 Condit (#45-07-21-330-003.000-026) (GSM Group bldg.)
- v. 2712-2716 Condit (#45-07-21-330-002.000-026) (Franco's bldg.)

Whereas the Plans were amended March 18, 2019 (Resolution 2017-13) to include the following properties to the Acquisition List

- a. 8600 Kennedy Ave (#45-07-21-327-022.000-026) Aide Rentals \$110,000 (2016 Assessed Value)
- b. 2726 Garfield Ave (#45-07-21-327-023.000-026) Aide Rentals) \$157,900 (2016 Assessed Value)

Whereas the Plans were amended March 18, 2019 (Resolution 2017-13) to delete the following properties designated by a line through the address and parcel number on the Acquisition List:

- a. 2902 Highway Ave (#45-07-21-452-001.000-026)
- b. 2804 Highway Ave (#45-07-21-451-002.000-026)
- c. 2810 Highway Ave (#45-07-21-457-002.000-026)
- d. 2814 Highway Ave (#45-07-21-457-003.000-026)
- e. 2905 Jewett Street (#45-07-21-454-014.000-026)
- f. 2901 Jewett Street (#45-07-21-454-013.000-026)
- g. 2811-2815 Jewett Street (#45-07-21-451-012.000-026)
- h. 2821 Jewett Street (#45-07-21-451-014.000-026)
- i. 8610 Kennedy Ave (#45-07-21-327-018.000-026)
- j. 8612 Kennedy Ave (#45-07-21-327-019.000-026)
- k. 2806 Franklin Street (#45-07-21-402-001.000-026)
- l. 8845 Kennedy Ave (#45-07-21-453-031.000-026)
- m. 8835 Kennedy Ave (#45-07-21-453-031.000-026)
- n. 8616 Kennedy Ave (#45-07-21-327-020.000-026)
- o. 2804-2808 Garfield (#45-07-21-404-001.000-026)
- p. 8610 Kennedy Ave (#45-07-21-327-018.000-026)
- q. 8612 Kennedy Ave (#45-07-21-327-019.000-026)
- r. 8620 Kennedy Ave (#45-07-21-327-021.000-026)
- s. 2917 Highway Ave (#45-07-21-408-013.000-026)

The Highland Redevelopment Commission is desirous of amending the Plan by deleting certain properties currently listed on the Acquisition List: and

Those proposed properties to be deleted from the Acquisition List will have a line through the address and parcel number on the Acquisition List: and

The proposed deleted properties are:

- | | | | |
|----|-------------------------|-----------------------------|------------------------------|
| a. | 200 Indianapolis Blvd | (#45-07-20-226-006.000-026) | (Arzumanian Nursery) |
| | | (#45-07-20-226-006.000-026) | |
| b. | 8144 Indianapolis Blvd | (#45-07-17-476-006.000-026) | (Tri-State Coach Lines) |
| | | (#45-07-17-476-007.000-026) | |
| | | (#45-07-17-476-010.000-026) | |
| c. | 2631 Highway Ave | (#45-07-21-328-012.000-026) | (Christian Books, Michael's) |
| d. | 2705-2707 Jewett Street | (#45-07-21-380-008.000-026) | (American Legion Post #180) |

The Highland Redevelopment Commission is desirous of amending the Plan to include properties located within the established Redevelopment Area:

- | | | | |
|----|----------------------------|-----------------------------|---------------------------------|
| a. | 8436 Kennedy Ave | (#45-07-21-176-040.000-026) | (Cheker Oil Company of Indiana) |
| b. | 2805 Condit Street | (#45-07-21-403-011.000-026) | (Used Car Lot) |
| c. | 8601 Indianapolis Adj Blvd | (#45-07-21-302-006.000-026) | (Louise Shade Estate) |
| d. | 8621 Osborne | (#45-07-21-302-002.000-026) | (Louise Shade Estate) |
| e. | 2942 Highway Ave | (#45-07-21-452-011.000-026) | (Triple A Express Parking Adj) |
| f. | 2944 Highway Ave | (#45-07-21-452-012.000-026) | (Triple A Express Parking) |
| g. | 2943 Jewett Street | (#45-07-21-452-025.000-026) | (Bryte Auto) |

4. **Works Board Order No. 2019-10:** An Order of the Works Board Accepting the Recommendation of NIES Engineering, Inc. that the Wicker Park Manor Water Main Replacement and Street Improvement Project is Complete and Authorizing the Release of Retainage to Rex Construction Company, Incorporated in the amount of \$37,489.70.

Councilor Herak moved the passage and adoption of Works Board Order No. 2019-10. Councilor Vassar seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The order was adopted.

THE TOWN OF HIGHLAND
ORDER OF THE WORKS BOARD NO. 2019-10

AN ORDER OF THE WORKS BOARD ACCEPTING THE RECOMMENDATION OF NIES ENGINEERING, INC. THAT THE WICKER PARK MANOR WATER MAIN REPLACEMENT AND STREET IMPROVEMENT PROJECT IS COMPLETE AND AUTHORIZING THE RELEASE OF RETAINAGE TO REX CONSTRUCTION COMPANY, INCORPORATED IN THE AMOUNT OF \$37,489.70

Whereas, The Town of Highland, through its Town Council, which is the Works Board of the Municipality pursuant to I.C. 36-1-2-24(3), has determined that a need exists make certain public improvements and repairs to roadway infrastructure on Wicker Park Drive between 81st Street and River Drive; on Walnut Drive between Wicker Park Drive and Robertson Place; and on Robertson Place between 81st Street and Walnut Drive, including the replacement of defective curb and sidewalk, pavement, and tree removal and replacement and have hereto approved a project to be described as the Wicker Park Manor Improvement Project (Project); and

Whereas, The Town of Highland has procured a Community Development Block Grant, from the U.S. Department of Housing and Urban Development through an application filing with the Lake County Community Development Department in the amount of \$ 119,653.63, which will offset the costs for the roadway improvements described herein; and

Whereas, The Waterworks District, through its Board of Directors, had determined a need to replace and upsize the existing water lines within the Project boundaries, as described herein, in order to improve water flow and water quality; determined that it would be in the best interest of the utility to coordinate the work with the Project; and had agreed to fund its share of the construction costs and engineering services necessary to complete the work; and

Whereas, The Sanitary District, through its Board of Commissioners, had determined to make certain repairs and replacement of certain storm water and sanitary system facilities; had agreed to fund its share of the construction costs and engineering services necessary to complete the work; determined that it would be in the best interest of the utility to coordinate the work with the Project; and had agreed to fund its share of the construction costs and engineering services necessary to complete the work; and

Whereas, The Board of Works, Water Works Board of Directors, and the Sanitary District Board of Commissioners had heretofore awarded a contract to Rex Construction Company, Incorporated for the Project in the amount of Seven Hundred Forty-nine Thousand Seven Hundred Ninety-four Dollars and 00/100 (\$749,794.00); and

Whereas, During the course of the Project, Change Orders to the project were approved by the Board of Works, Water Works Board of Directors, and the Sanitary District Board of Commissioners that increased the original contract cost in the amount of Twenty Thousand Nine Hundred Thirty-two Dollars and 91/100cents (\$22,233.94) bringing the total value of the Contract to Seven Hundred Seventy Thousand Seven Hundred Twenty-six Dollars and 91/100 Cents (\$770,726.91) Dollars; and

Whereas, NIES Engineering, Inc. has heretofore determined that the Project is complete pursuant to the terms of contract specifications and has recommended the acceptance and the release of retainage held in the amount of Thirty-seven Thousand Four Hundred Eighty-nine Dollars and 70/100 Cents (\$37,489.70); and

Whereas, The Board of Works now desires accept the recommendation of NIES Engineering, Inc. and, on behalf of the Board of Works, Sanitary District Board of Commissioners, and Waterworks Board of Directors, authorize and approve the release of retainage held in the amount of the Thirty-seven Thousand Four Hundred Eighty-nine Dollars and 70/100 Cents (\$37,489.70).

Now Therefore Be it hereby Ordered by the Town Council, acting as the Works Board of the Town of Highland, Lake County, Indiana:

Section 1. That construction work performed by Rex Construction Company, Incorporated for the Wicker Park Manor Water Main Replacement and Street Improvement Project is hereby accepted and approved in each and every respect; and

Section 2. That the recommendation from NIES Engineering, Inc. to release retainage held in the amount of Thirty-seven Thousand Four Hundred Eighty-nine Dollars and 70/100 Cents (\$37,489.70) is hereby accepted; and

Section 3. That the Office of the Clerk Treasurer is authorized and instructed to release retainage held in the amount of Thirty-seven Thousand Four Hundred Eighty-nine Dollars and 70/100 Cents (\$37,489.70) to Rex Construction Company, Incorporated.

Be it So Ordered

Duly Passed, Adopted, and Ordered by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board, this 22nd day of April, 2019 having passed by a vote of 4 in favor and 0 opposed.

**TOWN COUNCIL OF THE TOWN OF
HIGHLAND, INDIANA**

Steve Wagner, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IANC/MMC/CPFA/CPFIM/CMO
Clerk Treasurer (IC 33-42-4-1; IC 36-5-6-5)

Councilor Kuiper arrives. At this time Councilor Konnie Kuiper arrived and took his seat on the Council.

5. **Works Board Order No. 2019-11:** An Order Approving and Authorizing the Metropolitan Police Chief and the Building Commissioner to Purchase Seven (7) New Police Equipped Dodge Chargers from Thomas Dodge of Highland, IN, with Trade-ins of some existing Vehicles, pursuant to I.C. 5-22-8 et seq.

Councilor Herak moved the passage and adoption of Works Board Order No. 2019-11. Councilor Zemen seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The order was adopted.

**Town of Highland
Board of Works
Order of the Works Board 2019-11**

An Order Approving and Authorizing the Metropolitan Police Chief and the Building Commissioner to Purchase Seven (7) New Police Equipped Dodge Chargers from Thomas Dodge of Highland, IN, with Trade-ins of some existing Vehicles, pursuant to I.C. 5-22-8 et seq.

Whereas, The Town of Highland Metropolitan Police Department, as part of its public duties, has a responsibility for patrol, public safety and protection of life and property throughout the Town of Highland and, from time to time, it is necessary to purchase and or lease materials and supplies in order to carry out the functions of the department; and

Whereas, The Town of Building and Inspection Department, as part of its public duties, has a responsibility for Enforcing Building, Zoning and Certain Regulatory Codes of the Town throughout the Town of Highland and, from time to time, it is necessary to purchase and or lease materials and supplies in order to carry out the functions of the department; and

Whereas, The Metropolitan Police Chief and the Building Commissioner have determined a need to replace certain equipment and supplies and has further determined the purchase price will be below \$50,000.00 per unit but in combination will exceed \$150,000;

Whereas, The Metropolitan Police Chief and the Building Commissioner have determined to jointly seek the purchase of seven new Dodge Chargers, four of which to be placed in service with the Police Department and three of which to be placed in service with the Building and Inspection Department;

Whereas, The price for the purchase exceeds \$15,000.00 and, pursuant to Section 3.05.040 (E) as well as Section 3.05.050 (B) as well as Section 3.05.060 G (2) of the Highland Municipal Code, such purchase requires the express approval of the purchasing agency; and

Whereas, The Town Council as the Works Board of the Municipality, pursuant to Section 3.05.030 (A)(2) of the Highland Municipal Code serves as the purchasing agency for the Metropolitan Police Department;; and

Whereas, The Plan Commission of the Municipality, pursuant to Section 3.05.030 (G) of the Highland Municipal Code serves as the purchasing agency for the Building and Inspection Department; and

Whereas, The Metropolitan Police Chief, pursuant to Section 3.05.050 (D)(2) of the Highland Municipal Code, serves as the Purchasing Agent for the Metropolitan Police Department; and

Whereas, The Building Commissioner, pursuant to Section 3.05.050 (D)(3) of the Highland Municipal Code, serves as the Purchasing Agent for the Building and Inspection Department; and

Whereas, The Purchasing Agents, pursuant to Section 3.05.060 (G)(2) of the Highland Municipal Code, expects that the joint purchase might be less than \$50,000 individually but to together, could exceed \$150,000, therefore would be purchased by preparing specifications and seeking bids, pursuant to HMC Section 5.05.060(H);

Whereas, The purchasing agents, received bids for seven (7) Dodge Chargers and read them aloud on April 8, 2019, as follows:

Bosak Motors, 311 W. Lincoln Highway, Merrillville, Indiana at a unit price of \$25,150 for each vehicle, for seven (7) vehicles totaling \$176,050, minus the trade-ins valued at \$9,600 for a total net purchase price of \$166,450.00.

John Jones Motors, 1520 S. Jackson, Salem, Indiana at a unit price of \$24,550 for each vehicle, for seven (7) vehicles totaling \$171,850, minus the trade-ins valued at \$12,000 for a total net purchase price of \$159,850.

Thomas Dodge, 9604 Indianapolis Blvd, Highland, Indiana at a unit price of \$24,050 for each vehicle, for seven (7) vehicles totaling \$168,350, minus the trade-ins valued at \$17,000 for a total net purchase price of **\$151,350**.

Whereas, The purchase of the vehicles will be supported by the Municipal Capital Cumulative Fund (MCCD) and the Public Safety Local Income Tax Fund;

Whereas, The Town Council now desires to approve and authorize the Police Chief to complete the purchase pursuant to the terms and stated herein; and to have the Plan Commission affirm the purchase for the Building Commissioner;

Now, Therefore Be It Ordered by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board of Municipality:

Section 1. That the Works Board hereby authorizes and approves the purchase from Thomas Dodge of Highland, Indiana for the purchase of for seven (7) Dodge Chargers totaling \$168,350, minus the trade-ins valued at \$17,000 for a total net purchase price of **\$151,350**;

Section 2. That the Works Board hereby finds and determines that the bid from Thomas Dodge of Highland, Indiana to be the lowest most responsive and responsible bid offered at the total price totaling \$168,350, minus the trade-ins valued at \$17,000 for a total net purchase price of **\$151,350**, all pursuant to Section 3.05.060 (H)(8) of the Highland Municipal Code, with the particular departmental purchasing as follows;

(A) Police Department to acquire four (4) Dodge Chargers at the unit price of \$24,050 for four (4) vehicles in the amount of \$96,200 minus five (5) vehicles to trade in at a value of \$11,500 for a net total cost of \$84,700;

(B) Building and Inspection Department to acquire three (3) Dodge Chargers at the unit price of \$24,050 for three (3) vehicles in the amount of \$72,150 minus three (3) vehicles to trade in at a value of \$5,500 for a net total cost of \$66,650;

Section 3. That the proper department head is now authorized and approved to execute the purchase agreements and any additional documents in order to implement this purchase and then file these documents as financial materials with the Office of the Clerk-Treasurer, pursuant to IC 36-5-4-14.

DULY, PASSED, ADOPTED AND ORDERED by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board, this 22nd day of April 2019 having passed by a vote of 5 in favor and 0 opposed.

**WORKS BOARD of the TOWN of
HIGHLAND, INDIANA**

Steve Wagner, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1;IC 36-5-6-5)

Approval of Purchasing Agency for the Building and Inspection Department

ACTIONS of the WORKS BOARD REGARDING THE PURCHASE of VEHICLES IS HEREBY AFFIRMED and AUTHORIZED by the PLAN COMMISSION of the Town of Highland, Lake County, Indiana, acting as the purchasing agency for the Building and Inspection Department, all pursuant to HMC Section 3.05.030(G), this 22nd day of April 2019 having passed by a vote of ____ in favor and ____ opposed.

**PLAN COMMISSION of the
TOWN of HIGHLAND, INDIANA**

Doug Turich, Chairman

Attest:

Mark Kendra, Secretary

6. Action to approve appointment or employment of full-time employee, pursuant to Section §3.03 of the Compensation and Benefits Ordinance. Operations Director recommends the following:

(A) *The hiring of **Grant Arnold**, to the full-time position of Utility Worker B in Public Works Department (Agency) at a rate of pay of \$12.80 per hour. This will not increase the full-time workforce greater than the authorized work force strength.*

Councilor Zemen moved to approve the appointment and hire of Grant Arnold to the full-time position of Utility Worker B in Public Works. Councilor Herak seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. Grant Arnold was hired.

7. Conflict of Interest Disclosure Statement. Action of the Town Council as appointing authority to consider approval of an **Annual Conflict of Interest Disclosure Statement** filed by **Terry Krooswyk**, who, is an owner operator of Krooswyk Trucking. Mr. Krooswyk has an appointment to the Town Board of Metropolitan Police Commissioners. This filing is pursuant to IC 35-44-1-3.

(a) *Action of the Town Council as appointing authority for the position.*

(b) *Town Council as the governing body of the governing entity to act to accept the disclosure form, if desired.*

Councilor Herak moved to approve the filing of the Conflicts Disclosure Statement of Terry Krooswyk as his appointing authority and then to further accept the statement as the governing body of the Town. Councilor Vassar seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The appointing authority approved the statement and accepted it as the governing body.

8. **Authorizing the proper officer to publish legal notice of a public hearing:** Public Hearing to consider additional appropriations in the amount of \$7,080.00 in the **Redevelopment General Fund, in the Redevelopment Capital Fund** in the amount of \$5,550.00 , **in the Cumulative Capital Development Fund** in the amount of \$84,300, and in the **Hazardous Materials Response Fund** in the amount \$13,623.00.

Councilor Herak moved to authorize the proper officer to cause legal notice to be published for a public hearing to consider proposed additional appropriations in the funds shown. Councilor Vassar seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The proper officer was authorized as indicated.

Comments or Remarks from the Town Council:
(For the Good of the Order)

- **Councilor Bernie Zemen:** *Chamber of Commerce Co-Liaison • IT Liaison • Liaison to the Board of Waterworks Directors • Liaison to the Community Events Commission.*

Councilor Zemen acknowledged the Building Commissioner who offered a cursory overview of matters pending before the Plan Commission. The Building Commissioner thanked the Town Council for its approval of his enforcement vehicle replacement.

- **Councilor Dan Vassar:** *Liaison to the Park and Recreation Board.*

Councilor Vassar acknowledged the Park and Recreation Superintendent who reported on some installations of new park equipment in several parks.

- **Councilor Mark Herak:** *Budget and Finance Chair • Liaison to the Board of Sanitary Commissioners • Town Board of Metropolitan Police Commissioners, Liaison.*

Councilor Herak offered well wishes to the mom of Councilor Vassar and Assistant Police Chief Vassar, recovering from a recent surgery. Councilor Herak also expressed well wishes to the wife of the Fire Chief, who also was recovering.

Councilor Herak acknowledged the Public Works Director who reported on the progress of work by NIPSCO to respond to a gas leak, noting the repairs were underway. The Public Works Director also reported on the status of the community crossings grant funded projects and the selected CDBG project being Robertson Place and Rosewood Court street improvements in Wicker Park Manor subdivision.

- **Councilor Konnie Kuiper:** *• Fire Department, Liaison • Chamber of Commerce Co-Liaison.*

Councilor Kuiper acknowledged the Fire Chief who reported on recent fire calls and the his monitoring of NIPSCO's work regarding its repair of a gas line leak.

- **Councilor President Steve Wagner:** *Town Executive • Chair of the Board of Police Pension Trustees • Advisory Board of Zoning Appeals Liaison.*

Councilor President Wagner acknowledged the Building Commissioner who reported on the matters before the Advisory Board of Zoning Appeals.

Comments from Visitors or Residents:

1. Mike Kokot, 8938 Wildwood Drive, Highland, inquired whether sizes of families or the number of persons in a single family dwelling was regulated, and if so what those regulations were.

Mr. Kokot reported his belief that there were multiple families living in a single family dwelling near him.

With leave from the Town Council, the Building Commissioner and Mr. Kokot had a colloquy regarding the matter Mr. Kokot raised.

Mr. Kokot also spoke to his concerns about an accident he stated occurred at the intersection of Hart Road and Indianapolis Boulevard.

Mr. Kokot inquired if the cause of the recent fire at Hamptons In Highland was determined.

Payment of Accounts Payable Vouchers. There being no further comments from visitors or residents, Councilor Vassar moved to allow the vendors accounts payable vouchers as filed on the pending accounts payable docket, covering the period **April 08, 2019 to April 22, 2019**, and the **payroll dockets for March 29 and April 12, 2019**. Councilor Zemen seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The accounts payable vouchers for the vendor docket were allowed, payments allowed in advance were ratified, the payroll docket listed was ratified and for all remaining invoices, the Clerk-Treasurer was authorized to make payment.

Vendors Accounts Payable Docket:

General Fund, \$282,374.64; Motor Vehicle Highway and Street (MVH) Fund, \$28,186.26; Law Enforcement Continuing Education, Training, and Supply Fund, \$634.50; Information and Communications Technology Fund, \$3,445.72; Police Pension Fund, \$4,000.00; Municipal Cumulative Capital Development Fund, \$1,971.37; Traffic Violations Fund, \$6,000; Gaming Revenue Sharing Fund, \$861.54; Public Safety Local Income Tax (LIT) Fund, \$10,978.00; Total: \$338,452.03.

Payroll Docket for payday of March 29, 2019:

Council, Boards and Commissions, \$10,684.56; Office of Clerk-Treasurer, \$15,932.76; Building and Inspection Department, \$9,015.66; Metropolitan Police Department, \$124,916.51; Fire Department, \$4,345.74; Public Works Department (Agency), \$65,073.98; and Police Pension, \$69,548.03. Total Payroll: \$299,517.24.

Payroll Docket for payday of April 12, 2019:

Council, Boards and Commissions, \$0.00; Office of Clerk-Treasurer, \$15,832.57; Building and Inspection Department, \$8,780.69; Metropolitan Police Department, \$121,734.11; Fire Department, \$4,108.24; Public Works Department (Agency), \$66,340.37; and Police Pension, \$0.00. Total Payroll: \$216,795.98.

Adjournment of Plenary Meeting. Councilor Vassar moved that the plenary meeting be adjourned. Councilor Kuiper seconded. Upon a vote *viva voce*, the motion passed. The

regular plenary meeting of the Town Council of Monday, April 22, 2019 was adjourned at 7:41 O'clock p.m.

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer

Approved by the Town Council at its meeting of _____, 2019.

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer